Case 5:13-cr-00296-RMW Document 42 Filed 05/29/14 Page 1 of 3 1 STEVEN G. KALAR Federal Public Defender 2 CYNTHIA C. LIE Assistant Federal Public Defender 3 160 West Santa Clara Street, Suite 575 San Jose, CA 95113 EÓEZISÓÖÁFÁ EGJEFI E Telephone: (408) 291-7753 4 Counsel for Defendant LUCATERO 5 6 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA 10 SAN JOSE DIVISION 11 UNITED STATES OF AMERICA, No. CR-13-00296 RMW 12 Plaintiff, STIPULATION TO CONTINUE STATUS HEARING AND EXCLUDE TIME UNDER 13 THE SPEEDY TRIAL ACT VS. 14 FABIAN LUCATERO, 15 Defendant. 16 17 Defendant Fabian Lucatero and the government hereby stipulate and agree that the next 18 status hearing, currently scheduled for Monday, June 2, 2014, may be continued to Monday, 19 June 16, 2014, at 9 a.m. The reason for the requested continuance is that the defense counsel 20 will be unavailable on the currently scheduled date. Accordingly, the parties further stipulate 21 that the time through and including June 16, 2014, may be excluded from the computation of 22 time within which trial shall commence under the Speedy Trial Act, as the reasonable time 23 necessary for 24 /// 25 /// 26 Stipulation to Exclude Time 1 CR 13-00296 RMW

Case 5:13-cr-00296-RMW Document 42 Filed 05/29/14 Page 2 of 3 continuity of counsel, pursuant to Title 18, United States Code Section 3161(h)(7)(A) and (h)(7)(B)(iv).Dated: May 12, 2014 s/___ JEFFREY B. SCHENK **Assistant United States Attorney** Dated: May 12, 2014 CYNTHIA C. LIE Assistant Federal Public Defender Stipulation to Exclude Time CR 13-00296 RMW

	Case 5:13-cr-00296-RMW	Document 42	Filed 05/29/14	Page 3 of 3	
1					
2					
3					
4					
5					
6					
7	IN THE UNITED STATES DISTRICT COURT				
8	FOR THE NORTHERN DISTRICT OF CALIFORNIA				
9	SAN JOSE DIVISION				
10	UNITED STATES OF AMERIC	CA,)	No. CR-13-002	96 RMW	
11	Plaintiff,)		CONTINUE RING AND EXCLUDE THE SPEEDY TRIAL ACT	
12	vs.)			
13	FABIAN LUCATERO,))		
14	Defendant	t.)			
15					
16	Good cause appearing and by stipulation of the parties, it is hereby ordered that the status				
17	hearing currently scheduled for Monday, June 2, 2014, shall be continued to Monday, June 16,				
18	2014, at 9 a.m.				
19	It is further ordered that the time through and including June 16, 2014, shall be excluded				
20	from the computation of time within which trial shall commence under the Speedy Trial Act, as				
21	the reasonable time necessary for continuity of counsel, pursuant to Title 18, United States Code				
22	Section 3161(h)(7)(A) and (h)(7)(B)(iv).				
23	Dated: O c { '4; , 2014				
24	Konald M. Whyte HON. RONALD M. WHYTE				
25	United States District Judge				
26					
	[] Order to Exclude Time CR 13-00296 RMW	1			